



Docket No.: T0469.70012US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ralph L. NARDONE
Serial No.: 10/643,433
Confirmation No.: 4419
Filed: August 19, 2003
For: SELF EXTRACTING SUBMUNITION

Examiner: Troy Chambers
Art Unit: 3641

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 23rd day of March, 2004.

Signature

Commissioner for Patents
P.O. Box 1450, Alexandria, VA
22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ Information Disclosure Statement
- ☒ PTO Form 1449 with cited references
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

Ralph L. NARDONE, Applicant

By:

Michael N. Rader, Reg. No. 52,146
WOLF, GREENFIELD & SACKS, P.C.
600 Atlantic Avenue
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Docket No.: T0469.70012US00
Date: March 23, 2004
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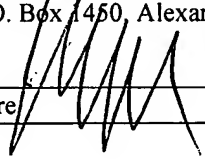
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**STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 C.F.R. §§ 1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants request consideration of this Information Disclosure Statement.

Compliance with 37 C.F.R. § 1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case. No fee or certification is required.

Information Cited

Applicants hereby make of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

Applicants hereby make of record the following additional information:

International Search Report, PCT/US02/32319, search completed November 7, 2003

Explanation of Non-English References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

Per M.P.E.P. § 609(III)(A)(3), the enclosed International Search Report is believed to explain the relevance of French Patent No. 2,555,731. In addition, an English-language abstract of French Patent No. 2,555,731 is provided.

REMARKS

Documents cited anywhere in this Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application; and
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, Applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56.

By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. § 102.

Notwithstanding any statements by Applicants, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

Ralph L. NARDONE, Applicant

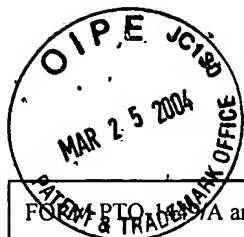
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FORM PTO 1616A and B (Modified)

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

APPLICATION NO.: 10/643,433

DOCKET NO.: T0469.70012US00

FILING DATE: August 19, 2003

CONFIRMATION NO.: 4419

APPLICANT: Ralph L. NARDONE

GROUP ART UNIT: 3641

EXAMINER: Troy Chambers

Sheet 1 of 1

U.S. PATENT DOCUMENTS

Examiner's Initials†	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
		5,619,010		Holm et al.	04-08-1997
		5,577,431		Küsters	11-26-1996
		4,196,669		Weidenhagen et al.	04-08-1980
		2001/0025901	A1	Frucht	10-04-2001

FOREIGN PATENT DOCUMENTS

Examiner's Initials†	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/ Country	Number	Kind Code			
		FR	2,555,731	A	Luchaire SA	05-31-1985	Abstract

EXAMINER

DATE CONSIDERED

†EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. __, filed __, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional application)